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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

ROGER Q. SMITH

: Art Unit: 2745

Serial No: 09/153,621

: Examiner:

Filed: September 15, 1998

: Docket No: P-US-TN-1444

For: HEAVY-DUTY AUDIO EQUIPMENT

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING  
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE  
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ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231 ON: October 29, 1998

Susan C. Hession

Assistant Commissioner For Patents  
Washington, D.C. 20231

Sir:

RESPONSE TO MISSING PARTS

In response to the Notice to File Missing parts of Application Filing Date Granted,  
Applicant hereby submits the Declaration and Assignment for the above-identified  
application. Please charge deposit account no. 02-2548 the appropriate fees for filing  
these documents.

Respectfully submitted,

By

Adan Ayala

Attorney for Applicants

Reg. No. 38,373

October 28, 1998  
The Black & Decker Corporation  
701 East Joppa Road  
Towson, Maryland 21286  
(410) 716-2368



2001057  
UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO./TITLE |
|--------------------|---------------------|-----------------------|---------------------------|
| 09/153,621         | 09/15/98 SMITH      | R                     | P-US-TN1444               |

ADAN AYALA  
THE BLACK & DECKER CORPORATION  
701 E JOPPA ROAD TW199  
TOWSON MD 21286

0232/1006

NOT 450-1006

3745

DATE MAILED:

10/06/98

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☐ small entity (statement filed) ☒ non-small entity is \$ 130.00.

☐ 1. The statutory basic filing fee is:

- ☐ missing.
- ☐ insufficient.

Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.

\$ \_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.

\$ \_\_\_\_\_ for \_\_\_\_\_ dependent claims over 20.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

☒ is missing or unexecuted.

☐ does not cover the newly submitted items.

☐ does not identify the application to which it applies.

☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

11/04/1998 KHARLING 00000009 022548 09153621

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

**A copy of this notice MUST be returned with the reply.**